# **ELLIS: LAWHORNE**

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January 31, 2007

## FILED ELECTRONICALLY AND ORIGINAL VIA 1ST CLASS MAIL SERVICE

The Honorable Charles L.A. Terreni Chief Clerk South Carolina Public Service Commission Post Office Drawer 11649 Columbia, South Carolina 29211

RE:

Universal Service Fund

Docket No. 1997-239-C

Dear Mr. Terreni:

Enclosed is the original and one copy of the **Petition to Intervene** for filing on behalf of NuVox Communications, Inc. By copy of this letter I am serving this document on all parties of record in this proceeding and enclose my Certificate of Service to that effect.

Please acknowledge your receipt of this document by file-stamping the copy of this letter enclosed, and returning it in the enclosed envelope.

If you have any questions or need additional information, please do not hesitate to contact me.

With kind regards, I am

Very truly yours,

John J. Pringle, Jr.

JJP/cr

cc:

Enclosures

Susan Berlin, Esquire

THIS DOCUMENT IS AN EXACT DUPLICATE OF THE E-FILED COPY SUBMITTED TO THE COMMISSION IN ACCORDANCE WITH ITS ELECTRONIC FILING INSTRUCTIONS.

#### BEFORE

#### THE PUBLIC SERVICE COMMISSION OF

### SOUTH CAROLINA

#### **DOCKET NO. 1997-239-C**

|                                   | )                       |
|-----------------------------------|-------------------------|
| IN RE:                            | )                       |
| Intrastate Universal Service Fund | ) PETITION TO INTERVENE |
|                                   | )                       |

NuVox Communications, Inc. ("NuVox" or "Petitioner"), by its undersigned attorneys, hereby Petitions the South Carolina Public Service Commission (the "Commission"), pursuant to Rule 103-836 of the Commission's Rules, for an order allowing Petitioner to intervene in the above-captioned Docket, with full rights to participate as a party of record. In support of its Petition, Petitioner would show the Commission the following:

- 1. NuVox is a full-service integrated service provider authorized by the Commission to provide local exchange and interexchange telecommunications services organized under the laws of the State of South Carolina. NuVox holds a certificate of public convenience and necessity from this Commission granted in Docket No. 98-129-C, on May 29, 1998 by Order No. 98-395.
  - 2. A hearing has been set in this Docket for April 19, 2007.
  - 3. Petitioner has a vital interest in this Docket and will thus be affected by any

decision the Commission makes in this proceeding.

- 4. Petitioner seeks to advocate its position with respect to those issues that are presented in this phase of this Docket.
  - 5. The full names and addresses of the authorized representatives of Petitioner are:

John J. Pringle, Jr. Ellis, Lawhorne & Sims, P.A. P.O. Box 2285 Columbia SC 29202 (803) 343-1270 (telephone) (803) 799-8479 (facsimile)

6. Petitioner asserts that the granting of its Petition to Intervene will not in any way delay the proceedings in this Docket.

WHEREFORE, Petitioner prays for the Commission to:

- a) Grant this Petition to Intervene and make Petitioner a party of record in Docket Number 1997-239-C, allowing Petitioner to participate fully and take such positions as it deems advisable; and
- b) Grant such other relief as the Commission deems just and proper.

Respectfully submitted,

ELLIS, LAWHORNE & SIMS, P.A.

John J. Pringle, Jr., Esquire

1501 Main Street, Fifth Floor

P.O. Box 2285

Columbia, South Carolina 29202

Attorney for Petitioner

January 31, 2007 Columbia, South Carolina

#### **BEFORE**

#### THE PUBLIC SERVICE COMMISSION OF

#### SOUTH CAROLINA

#### **DOCKET NO. 1997-239-C**

|                                   | )                        |
|-----------------------------------|--------------------------|
| IN RE:                            | )                        |
| Intrastate Universal Service Fund | ) CERTIFICATE OF SERVICE |

This is to certify that I have caused to be served this day, one (1) copy of the **Petition to Intervene** by placing a copy of same in the care and custody of the United States Postal Service (unless otherwise specified), with proper first-class postage affixed hereto and addressed as follows:

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January 31, 2007 Columbia, South Carolina